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PTO/SB/21 (6-99)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

|                        |                   |
|------------------------|-------------------|
| Application Number     | 09/989,725        |
| Filing Date            | November 21, 2001 |
| First Named Inventor   | Ashkenazi, et al. |
| Group/Art Unit         | 1647              |
| Examiner Name          | Hamud, Fozia      |
| Attorney Docket Number | 39780-2730P1C71   |

Total Number of Pages in This Submission

**ENCLOSURES (check all that apply)**

- |   |  |  |
|---|--|--|
| <input checked="" type="checkbox"/> <b>Fee Transmittal Form</b><br><input checked="" type="checkbox"/> <b>Fee Attached</b><br><input checked="" type="checkbox"/> <b>AMENDMENT / RESPONSE</b><br><input checked="" type="checkbox"/> <b>After Final—312 Amendment</b><br><input type="checkbox"/> Version With Markings Showing Changes<br><input type="checkbox"/> Affidavits/declaration(s)<br><input checked="" type="checkbox"/> <b>Extension of Time Request</b><br><input type="checkbox"/> INFORMATION DISCLOSURE STATEMENT WITH FORM PTO-1449<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53<br><input type="checkbox"/> Copy of Notice | <input type="checkbox"/> <b>DECLARATION</b><br><input type="checkbox"/> <b>DECLARATION ON INCORPORATION BY REFERENCE</b><br><input type="checkbox"/> <b>AMENDMENT UNDER 37 CFR §1.48(b)</b><br><input type="checkbox"/> <b>Petition Routing Slip (PTO/SB/69) and Accompanying Petition</b><br><input type="checkbox"/> <b>Petition to Convert to a Provisional Application</b><br><input type="checkbox"/> <b>Power of Attorney, by Assignee to Exclusion of Inventor Under 37 C.F.R. §3.71 With Revocation of Prior Powers</b><br><input type="checkbox"/> <b>Terminal Disclaimer</b><br><input type="checkbox"/> <b>Small Entity Statement</b><br><input type="checkbox"/> <b>Request for Refund</b> | <input type="checkbox"/> <b>After Allowance Communication to Group</b><br><input type="checkbox"/> <b>Appeal Communication to Board of Appeals and Interferences</b><br><input checked="" type="checkbox"/> <b>Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)</b><br><input type="checkbox"/> <b>Proprietary Information</b><br><input type="checkbox"/> <b>Status Letter</b><br><input checked="" type="checkbox"/> <b>ADDITIONAL ENCLOSURE(S) (PLEASE IDENTIFY BELOW):</b><br><input checked="" type="checkbox"/> <b>EVIDENCE APPENDIX ITEMS 1-5; STAMPED RETURN POSTCARD</b> |
|---|--|--|

Remarks

**AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. 39780-3330 R1C315.**

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

|                         |  |                  |                                      |                           |
|-------------------------|--|------------------|--------------------------------------|---------------------------|
| Firm or Individual name | <b>HELLER EHRMAN LLP</b>                           |                  | <b>DAPHNE REDDY, REG. NO. 53,507</b> |                           |
|                         | 275 Middlefield Road, Menlo Park, California 94025 |                  | Telephone: (650) 324-7000            | Facsimile: (650) 324-0638 |
| Signature               | <i>Daphne Reddy</i>                                |                  |                                      |                           |
| Date                    | OCTOBER 3, 2005                                    | Customer Number: | 35489                                |                           |

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: **MAIL STOP APPEAL BRIEFS-PATENTS**, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on this date: **OCTOBER 3, 2005**

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|-----------------------|------------------|------|------------------------|
| Typed or printed name | <b>C. ROGERS</b> |      |                        |
| Signature             | <i>C. Rogers</i> | Date | <b>OCTOBER 3, 2005</b> |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop APPEAL BRIEFS-PATENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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LAPPS

# FEE TRANSMITTAL for FY 2005

Effective 12/08/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**1,520.00**

## Complete if Known

Application Number **09/989,725**  
Filing Date **November 20, 2001**  
First Named Inventor **Ashkenazi, et al.**  
Examiner Name **Hamud, Fozia**  
Art Unit **1647**  
Attorney Docket No. **39780-2730P1C71**

## METHOD OF PAYMENT (check one)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number **08-1641 (Docket No. 39780-2730P1C71)**

Deposit Account Name **Heller Ehrman LLP**

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description        | Fee Paid |
|----------------|-----------------|----------------|-----------------|------------------------|----------|
| 1001           | 300             | 2001           | 150             | Utility filing fee     |          |
| 1002           | 350             | 2002           | 175             | Design filing fee      |          |
| 1003           | 550             | 2003           | 275             | Plant filing fee       |          |
| 1004           | 790             | 2004           | 395             | Reissue filing fee     |          |
| 1005           | 200             | 2005           | 100             | Provisional filing fee |          |

SUBTOTAL (1) (\$)

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|                    | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Total Claims       | -20** =      | x              | =        |
| Independent Claims | -3** =       | x              | = 0      |
| Multiple Dependent |              |                | = 0      |

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description   |
|----------------|-----------------|----------------|-----------------|---|
| 1202           | 50              | 2202           | 25              | Claims in excess of 20                                    |
| 1201           | 200             | 2201           | 100             | Independent claims in excess of 3                         |
| 1203           | 360             | 2203           | 180             | Multiple dependent claim, if not paid                     |
| 1204           | 200             | 2204           | 100             | **Reissue independent claims over original patent         |
| 1205           | 50              | 2205           | 25              | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description  | Fee Paid |
|----------------|-----------------|----------------|-----------------|--|----------|
| 1051           | 130             | 2051           | 65              | Surcharge - late filing fee or oath  |          |
| 1052           | 50              | 2052           | 25              | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053           | 130             | 1053           | 130             | Non-English specification  |          |
| 1812           | 2,520           | 1812           | 2,520           | For filing a request for <i>ex parte</i> reexamination                     |          |
| 1804           | 920*            | 1804           | 920*            | Requesting publication of SIR prior to Examiner action                     |          |
| 1805           | 1,840*          | 1805           | 1,840*          | Requesting publication of SIR after Examiner action                        |          |
| 1251           | 120             | 2251           | 60              | Extension for reply within first month                                     |          |
| 1252           | 450             | 2252           | 225             | Extension for reply within second month                                    |          |
| 1253           | 1,020           | 2253           | 510             | Extension for reply within third month                                     | 1,020.00 |
| 1254           | 1,590           | 2254           | 795             | Extension for reply within fourth month                                    |          |
| 1255           | 2,160           | 2255           | 1,080           | Extension for reply within fifth month                                     |          |
| 1401           | 500             | 2401           | 250             | Notice of Appeal   |          |
| 1402           | 500             | 2402           | 250             | Filing a brief in support of an appeal                                     | 500.00   |
| 1403           | 1,000           | 2403           | 500             | Request for oral hearing   |          |
| 1451           | 1,510           | 1451           | 1,510           | Petition to institute a public use proceeding                              |          |
| 1452           | 500             | 2452           | 250             | Petition to revive - unavoidable   |          |
| 1453           | 1,500           | 2453           | 750             | Petition to revive - unintentional   |          |
| 1501           | 1,400           | 2501           | 700             | Utility issue fee (or reissue)   |          |
| 1502           | 800             | 2502           | 400             | Design issue fee   |          |
| 1503           | 1,100           | 2503           | 550             | Plant issue fee  |          |
| 1460           |                 | 1460           |                 | Petitions to the Commissioner  |          |
| 1807           | 50              | 1807           | 50              | Processing fee under 37 CFR 1.17(q)  |          |
| 1806           | 180             | 1806           | 180             | Submission of Information Disclosure Stmt                                  |          |
| 8021           | 40              | 8021           | 40              | Recording each patent assignment per property (times number of properties) |          |
| 1809           | 790             | 2809           | 395             | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810           | 790             | 2810           | 395             | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801           | 790             | 2801           | 395             | Request for Continued Examination (RCE)                                    |          |
| 1802           | 900             | 1802           | 900             | Request for expedited examination of a design application                  |          |

Other fee (specify)

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$1,520.00

## SUBMITTED BY

| Name (Print/Type)             | Registration No. (Attorney/Agent) | Telephone                 |
|-------------------------------|-----------------------------------|---------------------------|
| <b>DAPHNE REDDY</b>           | <b>53,507</b>                     | <b>650-324-7000</b>       |
| Signature <i>Daphne Reddy</i> | Date <b>OCTOBER 3, 2005</b>       | Customer No. <b>35489</b> |

## Complete (if applicable)